Exhibit 1

FIRTH+JOHNSTON+MARTINEZ

A PROFESSIONAL LEGAL CORPORATION

415 NORTH MESA, THIRD FLOOR EL PASO, TEXAS 79901 (915) 532-7500 FACSIMILE (915) 532-7503

VICTOR M. FIRTH

Member: Texas and Oklahoma Bars

CHRISTOPHER R. JOHNSTON[†]

Member: Texas and New Mexico Bars

ANTONIO MARTINEZ, JR.

Member: Texas Bar

EDWARD DEV. BUNN, JR.

Member: Texas and New Mexico Bars

J. CRAWFORD KERR

Member: Texas Bar

Of Counsel

CRAWFORD S. KERR, JR.

Member: Texas Bar

[†] Board Certified – Texas Board of Legal Specialization Civil Trial Law and Personal Injury Trial Law

November 14, 2012

VIA FACSIMILE: (915) 541-6440

Mr. Corey W. Haugland James & Haugland, P.C. 609 Montana El Paso, TX 79902

Re:

DHC Realty, Inc., Debtor; Case No. 11-30977-hcm; DHC Realty, LLC, Chowaiki Holdings, LLC, et al v. Armando Armendariz, et al.; Adversary No 12-03012-hcm; In the United States Bankruptcy Court for the Western

District of Texas, El Paso Division

Dear Mr. Haugland:

I am writing in response to the telephone call I received last week from your associate, Mr. Wall, requesting clarification on various requests for production. Below is some clarification for the responses you inquired about as well as attached document samples:

Request for Production No. 15 c.:

Requests copies of manager payroll checks with stubs;

payroll reports, see attached "Management Payroll 12-31-

2011" example.

Request for Production No. 16:

See attached "Weekly Catering Recap" example.

Request for Production No. 21:

All checks that were issued to Army & Air Force Exchange Service (AAFES) with a paid percentage for sales from Dona Ana, McGreggor Range, Fort Bliss, Holloman Base

for the stated dates.

12-03012-hcm Doc#56-1 Filed 02/05/13 Entered 02/05/13 21:44:27 Exhibit 1 Pg 3 of 19

C. Haugland

November 14, 2012 Page 2

Request for Production No. 29:

Managers in store monthly, completed inventories for

stated date range. See attached inventory spreadsheet

example (10 pages).

Request for Production No. 38:

See attached payouts "FUDDS 1" example (1 page).

Request for Production No. 45:

All questionnaires, reports, and/or documents requested from Luby's Fuddruckers Restaurants, LLC auditing

department.

Request for Production No. 48:

See attached "PO Catering Outstanding 2010" example.

In addition to the above, Defendants' discovery was served via Certified U.S. Mail on September 17, 2012. Pursuant to FRCP §§ 33(b)(2), 34(b)(2)(A), and 6(d), Plaintiffs' responses were due no later than October 22, 2012. No attempts were made requesting additional time to respond. I only received a telephone call from Mr. Wall last week regarding the above discovery requests. Please let me know why you have not responded to my clients' discovery requests, and when you intend to serve them.

We are also in the process of preparing Defendants' responses to Plaintiffs' discovery. Many of Plaintiffs' Requests for Production seek Defendants' personal information relating to bank account statements, income tax returns, telephone records, etc. Since these documents contain Defendants' personal information, we will produce only subject to a signed confidentiality agreement. Since I am assuming your client would likewise wish to keep some of their documentation confidential, I propose a mutual confidentiality agreement. If this is agreeable to you, could you please draft a mutual agreement and send it to me for review.

Very truly yours,

FIRTH+JOHNSTON+MARTINEZ

Christopher R.

CRJ:mz



Management Payroll

12-31-2011

Far East

Abraham Alfaro Danny Armendariz Hector Armendariz Yvette Armendariz Marie Drake



WEEKLY CATERING RECAP



WEEK ENDING: 08/24/2008

CONTRACTED	M	TU WED	TH FRI SAT SUN	TOTAL
McGregor DONA ANNA	\$ N/A \$ N/A		N/A N/A N/A N/A N/A N/A N/A	\$1,614 \$0.
WHITE SANDS	\$ N/A	532 N/A	N/A N/A N/A N/A	\$532
ADC	\$ 198	294 174	264 216 N/A N/A	\$1,146

TOTAL CONTRACTED \$3,292

PRIVATE			\
JESUS po	TUE	F. EAST	\$280
BECKY	TUE	WEST	\$480
TERRI po	TUE	F. EAST	\$400
YOLONDA	TUE	F. EAST	\$195
PARKER	TUE	F. EAST	\$480
STATE FARM	TUE	WEST	\$333
MR. GREY	THUR	F. EAST	\$550
RAY	THUR	F. EAST	\$261.33
KATHIA po	THUR	F. EAST	\$1600
JEAN	THUR	F. EAST	\$125
LETTY po	FRI	F. EAST	\$572
LETTY	FRI	F. EAST	\$195
KATHY po	FRI	F. EAST	\$1100
BECKY	FRI	WEST	\$433
MAGGIE	SAT	F. EAST	\$435.11
ANNA	SAT	F. EAST	\$1970.15
ANNA	SAT	F. EAST	\$454.65
HELEN	SAT	EAST	\$81

TOTAL PRIVATE CATERING: \$ 9,945.24

TOTAL CATERING BY STORE:

EAST: \$81 WEST: \$913 F.EAST \$12,243.24

Total Catering \$13,237.24

WEEKLY SALES & LABOR

	TY/ SALES	LY SALES	% + OR -	GC	HR	\$	%
EAST	20,340	34,130	-40.40	2029	558	3836	18.86%
WEST	29,071	29,597	-1.77%	2728	772	5186	17.84%
F. EAST	28,404	N/A	N/A	1886	682	4226	16.29%
COMPANY	77,815	63,727	+22.10%	6643	2012	13,24	8 17.0%

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Cange Juice	All Mexican sodas	Apple juice	Gape juice	Tea all flavors24/ reg 32	Sweet n' Low & Splenda	Water bottle	Sugar Gran	Sugar packets	BC Bottles	Dr. Pepper Bib	Cofee Regular liquid	Coffee Decaf liquid	All 5 Gallon Drink Bibs	BEVERAGES		retable Blend	Vegetable Beef	Vegetable garden	Minestrone	Tortilla Soup	Tomatoe Florentine	Clam Chowder Soup	Chicken Noodle Soup	Chicken & Sausage Gumbo	Tortilla Com	Tक्तु illa Strips	Tortilla Com Pre 6-cut	Heavr Tortilla 12-12"	Flour Tortilla 6"	Onion Bings	Mozzerella Cheese Sticks (6/con	Macaroni & Cheese	Jalapeno Poppers (4/case)	Fries	Breakfast potatos (6case)	Chili BF HMSTY 6 (5lb) tub	ii FZN Bag 4 (8lb)	FROZEN PREPARED	0	Bins	Nalsalis Datmeal	Crioc crips	Mac nuts	Brownie Fzn Half Sheet 6/case	Peanur butter	Wheat flour	All purpose flour	Waffle Mix & pancake	Sugar	Sugar Powder	Brown sugar light	Brown sugar	Cinnamon Baudas
Each	BOLILE	Each	Each	Each	Box	Each	bag	Box	Each	Box	Each	Each	Box			Case	Each	Each	Each	Each	Each	Each	Each	Each	Pack	Case	Case	Pack	Case	Dag	CASE	Each	Bag	Case	BAG	Each	BAG			Laci	5	BOX	Б.	sheet	TUB	BAG	BAG	BAG	baq	bag	B G	Each	100
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Yellow onion rings	red baby potato	Onion White	Garlic	Jalapenos whole (6 - #10)	Eggs	Watermelon	Jalapenos (6 - #10)	mix veg	Papaya	Tomatoes 5/6	Strawberry	Salad Mix	Red onions rings	Red onions	Potatoes (50 to 60 ct.)	Mushrooms Sliced (#5 and #10)	Mushrooms PBello	Long Green Chili (Anaheim)	Limes	Lettuce - shredded	Lettuce - Iceburg 24 ct	Lemons	Kale	Jalapenos ibs	Dry red chile	Chopped Romaine	Cole Slaw Ib	Cilantro	Celery	Carrots Shredded	cantalope	Cabbage Red	Bananas	Avocados
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Malibu	Skol Rum	RUM		Absolut (com)	Grey Goose	bsolut Citron	Absolut Mandrin	bsolut Regular	ketel One	toli Regular	kw (Melon)	Sky (Regular)	OROII VOURA	VOUNA	1000	allquelay (add)	ioe Gin	Skoll Gin (W)	GIN			Montezuma gold	latador	br Julio (Añejo) (X)	Don Julio (Reposado) (X) (com)	Mer Patron	Horhito's	Jase Cuervo Esnecial	IDSA CHANG BI ACK		ALCOHOL	2000				IN-w Castle	colling Rock	Coors Barquet	ed stripe Beer	Fat Tire	Guiness Pub Draught	Osters	Corona Cans	Corona sol sam adams	and Shark	Heineken/ lite	Smirnoff Ice	Dos XX can	Dos XX	Tecate/tecate lite	Michlob Ultra can
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Dekuyper Sour Apple	Nekuyper Cherry Berry	Dekuyper Peach Tree	Dekuyper Amaretto	Wekuyper Blue Curacao	Tureme De Banana	Cyreme De Cacao (Brown)	Popular (Derenize)	LICOTAG			Grand Marnier	Chambord	Bailev's	Likahiua (San)	(Amaretto (Disaronno) (com)	ੀਰermeister	gelico	Coldschager	Rumple Minze	Gequila Rose	Conther Confort	MISCELLANEOUS	5	11 leillessy	Comireau	Courvoisier	Hyphotic	CX-Rated (com)	Presidente (Brandy)	COGNAC/BRANDY	0,	2 Glenlivet	Chivas Regal	Buchanans	1 Crown Royal	meson 750	Cliphany Walker Red (com)	d Turkey	Canadian Club	Olim Beam (4 Year)	Jack Daniels	Seagrams 7	XEvan William Whishey	HIGH STORY WITH STAFF	7	Capani Wolgan Opiced Nail	Cantain Morgan Spiced Burn	Chacard light	HParrot Bay Pineapple	1 Bacardi 151 Degrees	LL Bacardi Limon	OBacardi O	Bacardi
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12-03012-hcm		<u> </u>		1	L5 of	19	VISC.	iquor	Vine	èr		-			Dekuypers melon	Midori Melon	M&R Sweet Vermouth 3OLS TRIP SEC	M&R Dry Vermouth	Dekuyper Razzamatazz (com) Godiva Dark Liquer	Dekuyper Peppermints	Dekuyper Watermelon Dekuyper Ruffer Shots
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FOOD	AMOUNT	REPAIRS/MAIN	AMOUNT	SUPPLIES	AMOUNT	GAS	AMOUNT
WALMART	\$7.28	HAREWARE	\$61.96	OFFICE DEP	\$64.47	GAS	\$15.00
WALMART	\$4.40	HOME DEP	\$11.26	BALLOONS	\$89.36	GAS	\$15.00
ALBERSON	\$13.00	HOME DEP	\$43.28	WALMART	\$6.35	GAS	\$15.00
WALMART	\$35.82	HOME DEP	\$50.95	OFFICE DEP	\$50.87	GAS	\$15.00
WALMART	\$4.96	JOHNSTONE	\$20.07	WALMART	\$44.00	GAS	\$15.00
WALMART	\$5.52	RIO INDUSTRI	\$3.00	OFFICE DEP	\$50.87	GAS	\$20.00
WALMART	\$5.21	OVEN MOTOR	\$350.00	KMART	\$18.39	GAS	\$20.00
WALMART	\$27.46	HOME DEP	\$26.51	WALMART	\$10.23	GAS	\$20.00
WALMART	\$14.84	MARIO	\$40.00	KMART	\$18.39	GAS	\$20.00
WALMART	\$13.80	HB	\$21.60	WALMART	\$11.86		
WALMART	\$14.62						
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	\$146.91		\$628.63		\$364.79		\$155.00

FUDDS 1

\$1,295.33

PO Calering Outstanding 2010

12/21/2011

	RAP DAST					EAST			
1	2/24/2011	Helen /Glen cove (yisd)	\$	110.00	1	5/7/2010	Hill Crt. School (YISE) \$	175.00
2	3/30/2011	Eastlake (sisd)	\$	234.00		7/24/2010	Pecos High (PISD)	\$	154.00
3	4/24/2011	Arelie	\$	150.00	3	12/16/2010	Présidio	\$	265.53
4	5/16/2011	Eastwood (yisd)	\$	243.00	4	1/8/2010	Ector Country ISD	\$	250.00
5	5/18/2011	Eastwood (yisd)	\$	220.50	5	9/23/2011	Tracy	\$	142.00
6	6/17/2011	Susan	\$	97.43	6	10/11/2011	Humana	\$	196.73
7	6/29/2011	Fort Bliss	\$	500.00	7	10/20/2011	Tracy	\$	142.00
8	7/6/2011	Jesus EPCC	\$	195.50	8	11/1/2011	Tracy	\$	142.00
9	8/3/2011	Jesus EPCC	\$	207.00	9	12/10/2011	GC Services	\$	155.88
10	8/10/2011	Eastlake (sisd)	\$	468.00	10	12/11/2011	GC Services	\$	216.50
11	8/15/2011	Sonya /Damian Elem	\$	300.00	11	12/14/2011	Ranchland	\$	69.86
12	8/16/2011	Irving High (Eisd)	\$	1,200.00	12	12/15/2011	Riverside	\$	129.74
	8/17/2011	Eastlake (sisd)	\$	477.00	13	12/17/2011	Gc Services	\$	303.10
14	8/24/2011	Eastlake (sisd)	\$	312.00					
15	9/16/2011	MWR/ Biggs Park	\$	1,000.00			Total	\$	2,342.34
16	10/27/2011	Hill Crest (yisd)	\$	479.20					
17	10/29/2011	Eastwood (yisd)	\$	430.00		WEST			
18	11/3/2011	Hill Crest (yisd)	\$	496.30					
19	11/4/2011	Ysleta (yisd)		316-256	1	4/9/2011	Franklin	\$	185.00
20	11/9/2011	Epia	\$	1,461.38	2	11/18/2011	Ysieta	\$	51.00
21	11/11/2011	Canutillo (cisd)	\$	200.00	3	12/7/2011	Cobre Highschool	\$	98.00
22	11/15/2011	Canutillo midd (GISD)	\$	645.75					
23	11/16/2011	USO	\$	3,000.00			Total	\$	334.00
24	11/30/2011	Eastlake	\$	148.50					
25	12/8/2011	Eastlake	\$	225.00					
26	12/9/2011	Tina	\$	416.30					
26 27	12/9/2011 12/9/2011	Tina Ray	\$ \$	416.30 148.84				Augustonia.	
							Grand Total	\$	10,959.91
27	12/9/2011	Ray	\$	148.84			Grand Total	\$	10,959.91
27 28	12/9/2011 12/10/2011	Ray USO	\$	148.84 7,000.00			Grand Total	\$	10,959.91
27 28 29	12/9/2011 12/10/2011 12/13/2011	Ray USO Canutillo ,	\$ \$ \$ \$ \$ \$	148.84 7,000.00 600.00			Grand Total	\$	10,959.91
27 28 29 30 31 32	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011	Ray USO Canutillo , Che Emie Eastlake	\$ \$ \$ \$ \$ \$	148.84 7,000.00 600.00 25.00 324.75 207.00		•	Grand Total	\$	10,959.91
27 28 29 30 31 32 33	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011	Ray USO Canutillo , Che Emie Eastlake EPISD	\$ \$ \$ \$ \$ \$ \$	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50		·	Grand Total	\$	10,959.91
27 28 29 30 31 32 33 34	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011	Ray USO Canutillo Che Emie Eastlake EPISD Mcgoffin	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80		·	Grand Total	\$	10,959.91
27 28 29 30 31 32 33 34 35	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Emie Eastlake EPISD Mcgoffin Gc Services	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46		·	Grand Total	\$	10,959.91
27 28 29 30 31 32 33 34	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011	Ray USO Canutillo Che Emie Eastlake EPISD Mcgoffin	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80		·	Grand Total	\$	10,959.91
27 28 29 30 31 32 33 34 35	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Emie Eastlake EPISD Mcgoffin Gc Services	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46			Grand Total	\$	10,959.91
27 28 29 30 31 32 33 34 35	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00	we do	n't know to which		\$	10,959.91
27 28 29 30 31 32 33 34 35	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso	**	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00		n't know to which n't know to which	Po corespond	\$	10,959.91
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27 28 29 30 31 32 33 34 35	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Mcgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso Virginia Medina Check	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00			Po corespond	\$	10,959.91
27 28 29 30 31 32 33 34 35 36	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso	9 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00 175.00 204.36 60.00			Po corespond Po corespond	\$	10,959.91
27 28 29 30 31 32 33 34 35 36	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/16/2011 12/16/2011 Returned ck 9/30/2011 10/18/2011	Ray USO Canutillo Che Emie Eastlake EPISD Mcgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso Virginia Medina Check Alorica	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00 175.00 204.36 60.00 45.96			Po corespond Po corespond	\$	10,959.91
27 28 29 30 31 32 33 34 35 36	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011 12/16/2011 12/16/2011 10/18/2011 10/18/2011 10/19/2011	Ray USO Canutillo Che Emie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso Virginia Medina Check Alorica Alorica Alorica Alorica Alorica	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00 175.00 204.36 60.00 45.96 32.44 64.18 83.54			Po corespond Po corespond	\$	10,959.91
27 28 29 30 31 32 33 34 35 36	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/14/2011 12/16/2011 12/16/2011 10/18/2011 10/19/2011 10/20/2011 10/20/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso Virginia Medina Check Alorica Alorica Alorica Alorica Alorica Alorica	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00 175.00 204.36 60.00 45.96 32.44 64.18 83.54 56.44			Po corespond Po corespond	\$	10,959.91
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27 28 29 30 31 32 33 34 35 36	12/9/2011 12/10/2011 12/13/2011 12/13/2011 12/13/2011 12/13/2011 12/14/2011 12/16/2011 12/16/2011 Returned ck 9/30/2011 10/18/2011 10/19/2011 10/20/2011 10/21/2011 10/24/2011	Ray USO Canutillo Che Ernie Eastlake EPISD Micgoffin Gc Services Housing Authority Ysleta Independet School University Medical Center of El paso Virginia Medina Check Alorica	***	148.84 7,000.00 600.00 25.00 324.75 207.00 307.50 958.80 2,269.46 3,495.00 175.00 204.36 60.00 45.96 32.44 64.18 83.54 56.44 69.83 66.05			Po corespond Po corespond	\$	10,959.91
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FIRTH+JOHNSTON+MARTINEZ

A PROFESSIONAL LEGAL CORPORATION

415 NORTH MESA, THIRD FLOOR EL PASO, TEXAS 79901

TELEPHONE (915) 532-7500 FACSIMILE (915) 532-7503

-17-- Pages (including this sheet)

November 14, 2012

TO:

Mr. Corey W. Haugland

FAX NO.: (915) 541-6440

James & Haugland, P.C.

FROM:

Christopher R. Johnston, Esq./M. Woods

REPLY TO PHONE NO. (915) 532-7500 OR FAX NO. (915) 532-7503

Re:

DHC Realty, Inc., Debtor; Case No. 11-30977-hcm; DHC Realty, LLC, Chowaiki Holdings, LLC, et al. v. Armando Armendariz, et al.; Adversary No. 12-03012-hcm; In the United States Bankrutcy Court for the Western

District of Texas, El Paso Division

MESSAGE: See attached correspondence and attachments in the above referenced matter.

Thank you.

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X 12-03012-hcm Doc#56-1/Filed 02/05/13 Entered 02/05/13 21:44:27 Exhibit Exhibit 1 Pg 01 Ж TRANSACTI**109 GERO**RT Ж Ж NOV-14-2012 WED 01:54 PM Ж Ж 915 532 7503 X FOR: Firth * Johnston * Martinez SEND Ж Ж DP DATE START RECEIVER TX TIME PAGES TYPE NOTE M# 5'21" ΌK Ж NOV-14 01:49 PM 5416440 17 FAX TX 290 5M 21S Ж TOTAL: PAGES: Ж Ж

FIRTH+JOHNSTON+MARTINEZ

A PROFESSIONAL LEGAL CORPORATION

415 NORTH MESA, THIRD FLOOR EL PASO, TEXAS 79901

TELEPHONE (915) 532-7500 FACSIMILE (915) 532-7503

-17-- Pages (including this sheet)

November 14, 2012

TO:

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Mr. Corev W. Haugland James & Haugland, P.C. FAX NO.: (915) 541-6440

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FROM:

Christopher R. Johnston, Esq./M. Woods

REPLY TO PHONE NO. (915) 532-7500 OR FAX NO. (915) 532-7503

DHC Realty, Inc., Debtor, Case No. 11-30977-hcm; DHC Realty, LLC, Chowaiki Holdings, LLC, et al. v. Armando Armendariz, et al.; Adversary No. 12-03012-hcm; In the United States Bankrutcy Court for the Western

District of Texas, El Paso Division

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